IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

WRIT PETITION No. 4707 OF 2007

Nathu Dayaram Kesalkar
v.
Sunil Tulshiram Ninave & anr.

Office Notes, Office Memoranda of Coram appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

Mr.Suresh Dhole Advocate for the Petitioner.

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CORAM: A.B. CHAUDHARI, J.
DATED : 11th OCTOBER, 2007.

Heard Mr.Dhole, learned counsel for petitioner.

2. By the impugned order learned trial Court has merely allowed the plaintiff to get the suit decided on merits upon issuing fresh notice to defendant no.1. In other words, the trial Court has decided to try the suit on merits so that the defendant to the suit also gets an opportunity to contest the suit. I do not find any infirmity in the impugned order. Petition dismissed.

JUDGE

/TA/